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Attorneys for Defendants,
 THE INSURANCE COMPANY OF THE STATE
 OF PENNSYLVANIA, AIG DOMESTIC
 CLAIMS, INC. AND GRANITE STATE
 INSURANCE COMPANY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

OSCAR E. ERICKSON, INCORPORATED, a
 California corporation,

Plaintiff,

vs.

NORTHWESTERN NATIONAL INSURANCE
 COMPANY OF MILWAUKEE, WISCONSIN, a
 Wisconsin corporation; PACIFIC EMPLOYERS
 INSURANCE COMPANY, a Pennsylvania
 corporation; ACE AMERICAN INSURANCE
 COMPANY, a Pennsylvania corporation; THE
 INSURANCE COMPANY OF THE STATE OF
 PENNSYLVANIA, a Pennsylvania corporation; AIG
 DOMESTIC CLAIMS, INC., a Delaware
 corporation; UNITED STATES FIDELITY AND
 GUARANTY COMPANY, a Maryland corporation;
 THE TRAVELERS INSURANCE COMPANY, a
 Connecticut corporation; GRANITE STATE
 INSURANCE COMPANY, a Pennsylvania
 corporation; and DOES 1-50, inclusive,

Defendants.

Case No. 3:07-CV-01859-~~JCS~~ VRW

**REQUEST FOR DISMISSAL WITHOUT
 PREJUDICE FROM CROSS-CLAIM OF
 ACE AMERICAN INSURANCE
 COMPANY / [~~PROPOSED~~] ORDER
 THEREON**

1 Cross-Claimants The Insurance Company of the State of Pennsylvania and Granite State
 2 Insurance Company are informed and believe that Cross-Defendant Ace American Insurance
 3 Company is not a proper party to this lawsuit. Cross-Claimants therefore respectfully request that
 4 the Court dismiss Cross-Defendant Ace American Insurance Company, only, and without
 5 prejudice, from The Insurance Company of the State of Pennsylvania and Granite State Insurance
 6 Company's Cross-Claim, with each party to bear its own costs and fees.

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 8 DATED: May 16, 2007

MCCURDY & FULLER LLP

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 10 By: /s/ Laura J. Ruettgers
 11 MARY P. MCCURDY
 12 LAURA J. RUETTGRS
 13 Attorneys for Defendants
 14 THE INSURANCE COMPANY OF THE
 STATE OF PENNSYLVANIA,
 AIG DOMESTIC CLAIMS, INC. AND
 GRANITE STATE INSURANCE
 COMPANY

15 Co-Counsel:

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21 **IT IS SO ORDERED.**

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 23 Dated: ~~May~~ May, 2007

